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BEFORE THE ARIZONA CORPORATION COMMISSION
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Arizona Corporation Commission

DOCKETED

JAN 30 2009

COMMISSIONERS

KRISTIN K. MAYES, Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

2009 JAN 30 P 3:29

AZ CORP COMMISSION
DOCKET CONTROL

DOCKETED BY

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IN THE MATTER OF THE APPLICATION OF
WILHOIT WATER COMPANY, INC., YAVAPAI
MOBILE HOME ESTATES SYSTEM, FOR AN
EMERGENCY RATE INCREASE.

DOCKET NO. W-02065A-08-0592

PROCEDURAL ORDER

BY THE COMMISSION:

On December 10, 2008, Wilhoit Water Company, Inc., Yavapai Mobile Home Estates System ("Company" or "Applicant") filed with the Arizona Corporation Commission ("Commission") an application requesting an emergency rate increase of approximately 100 percent by doubling its base rates and its gallonage charges because the Company indicated that, due to a lack of potable water production from its two wells, all of its water is being purchased from the City of Prescott ("City"). The current cost of water purchased from the City greatly exceeds the Company's current revenues from its customers.

On December 29, 2008, by Procedural Order, a hearing was scheduled on February 26, 2009, on the above-captioned matter.

On January 9, 2009, the City filed a copy of a letter to the Company indicating that the City intends to discontinue water service to the Applicant.

On January 28, 2009, the Company's attorney filed a letter in the docket which indicates that the Company has failed to provide public notice of the proceeding as ordered and requested that the hearing date be vacated, and that a new hearing and dates for public notice be ordered.

Accordingly, the hearing date should be vacated, but prior to another hearing being scheduled, a status conference should be held.

IT IS THEREFORE ORDERED that the hearing scheduled for February 26, 2009, is hereby vacated.

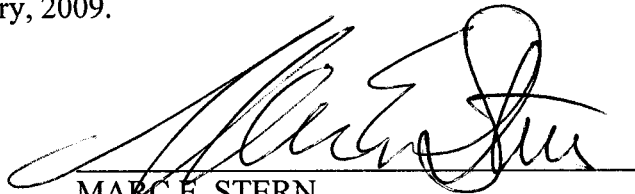
1 IT IS FURTHER ORDERED that a **status conference** shall be held on **February 12, 2009**, at
2 **9:30 a.m.**, at the Commission's offices, 1200 West Washington Street, Commissioners' 2nd Floor
3 Conference Room, Phoenix, Arizona.

4 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
5 Communications) applies to this proceeding as the matter is now set for public hearing.

6 IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules of
7 the Arizona Supreme Court and A.R.S. § 40-243 with respect to practice of law and admission
8 *pro hac vice*.

9 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
10 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing

11 DATED this 30th day of January, 2009.



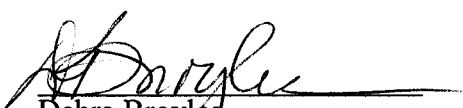
MARC E. STERN
ADMINISTRATIVE LAW JUDGE

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16 Copies of the foregoing mailed/delivered
this 30th day of January, 2009 to:

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26
27 By: 
28 Debra Broyles
Secretary to Marc E. Stern